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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

<p>John Lupe, et al.,</p> <p style="text-align: center;">Plaintiffs</p> <p>vs.</p> <p>Woody Bilyeu, et al.,</p> <p style="text-align: center;">Defendants</p>	<p>Case No. 10-cv-03114-JSW</p> <p>ORDER GRANTING</p> <p>JOINT STIPULATION FOR</p> <p>WAIVER OF ORAL ARGUMENT</p> <p>ON DEFENDANTS' MOTION TO</p> <p>DISMISS PURSUANT TO FED. R.</p> <p>CIV. P. 12(b)(3) BASED ON</p> <p>IMPROPER VENUE OR TO</p> <p>TRANSFER VENUE PURSUANT</p> <p>TO 28 U.S.C § 1404(a), OR</p> <p>ALTERNATIVELY, TO DISMISS</p> <p>OR STAY BASED ON</p> <p>ABSTENTION DOCTRINE</p>
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Pursuant to Local Rule 7-12 for the Northern District of California, undersigned counsel stipulate as follows:

The parties agree to waive oral argument currently scheduled for January 7, 2011 on Defendants' Motion to Dismiss (Rec. Doc. 23) and agree that the matters raised therein and in Plaintiffs' responsive pleadings thereto be decided on the pleadings filed in the record.

DATED this 4th day of January, 2011.

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IT IS HEREBY ORDERED that the January 7, 2011 hearing is vacated.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: January 5, 2011.



Honorable Jeffrey S. White
United States District Court